

## PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT ON PHASE TWO CLAIMS

Pursuant to Federal Rule of Civil Procedure 56, Plaintiffs Montana Wildlife Federation, The Wilderness Society, National Audubon Society, National Wildlife Federation, and Montana Audubon (collectively, Plaintiffs) move for summary judgment on their claims in Phase Two of this litigation.

As set forth in the memorandum filed with this motion, summary judgment should be entered in Plaintiffs' favor because the Bureau of Land Management (BLM) decisions authorizing the December 2017 Wyoming lease sale, March 2018 Wyoming lease sale, December 2017 Nevada lease sale, March 2018 Nevada sale, and June 2018 Nevada sale, all violated the Federal Land Policy and Management Act (FLPMA) and National Environmental Policy Act (NEPA), and were arbitrary and capricious. The Court should set aside the lease sale decisions and NEPA documents for the three lease sales, and all leases issued in connection with those sales.<sup>1</sup>

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<sup>1</sup> As demonstrated through the declarations attached to this motion, and declarations submitted previously, ECF No. 101-1, Plaintiffs have standing because the decisions being challenged cause, and threaten to cause, recreational, aesthetic, professional, scientific, organizational, procedural, informational, spiritual and other injuries that this Court can redress.

Respectfully submitted this 2nd day of October, 2020.

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## CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of October, 2020, I electronically transmitted the attached **PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT ON PHASE TWO CLAIMS** to the Clerk's Office using the CM/ECF System for filing, thereby generating service upon the following parties of record:

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